



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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Governor

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January 7, 2002

CERTIFIED RETURN RECEIPT

7099 3400 0016 8896 4233

William Bown  
Utah Building Stone Supply  
842 West 400 North  
West Bountiful, Utah 84087

Re: Division Directive, Utah Building Stone Supply, Grouse Creek Mine, M/003/031, Box Elder County, Utah

Dear Mr. Bown:

On October 24, 2001, the Division issued you a Notice of Non-Compliance for expanding your Grouse Creek operation by 1.2 acres (0.9 acre staging area and 0.3 acres of additional road). In order to mitigate this Notice of Non-Compliance a summary of required items follows:

1. Within 30 days, post an additional \$4,500 reclamation surety for the additional 1.2 acres of disturbance – bringing the total surety for the Grouse Creek project to \$16,700.
2. Within 30 days file a Notice of Intention to Revise Large Mining Operations.
3. Within 10 days, clean up all trash and properly dispose of discarded batteries located at the new staging area.
4. Within 30 days install markers around the 0.9 acre staging area boundary to ensure that operations will not be conducted outside the current disturbed area. You were also instructed that you must restrict your mining operations to the current permitted disturbed area.

Our letter also advised you that your failure to resolve the Notice of Non-Compliance within the timeframes set forth would result in the Division filing a formal Notice of Agency Action which may require that you appear at an informal hearing before the Division Director, or

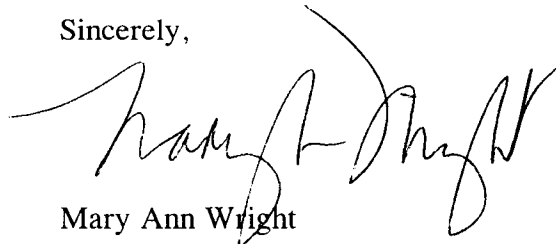
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a formal hearing before the Board of Oil, Gas and Mining. You were also informed that the Board may ask the County prosecutor or attorney general to bring suit against the operator and seek appropriate penalties, not to exceed \$10,000 for each knowing or willful violation of the Act.

To date, we have not heard from you regarding this letter. Because of your willingness in the past to work with the Division to avoid formal actions, we have determined to meet with you to try and resolve this situation without taking formal action. ***You are hereby directed to contact the Division within 10 days of your receipt of this letter to schedule a meeting to discuss options to remedy this situation.*** Please contact Vicki Southwick, Executive Secretary, at (801) 538-5304 to arrange a meeting with the Associate Director to resolve this matter. Your failure to respond accordingly **will** result in the Division carrying out the formal penalties as outlined in our October 24, 2001 letter. This enforcement action could also require immediate suspension of mining operations, revocation of the existing permit and immediate reclamation of the site.

If you have any questions regarding this directive, please contact me at (801) 538-5306 or D. Wayne Hedberg at 538-5286. Thank you for your immediate attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mary Ann Wright", is written over the typed name.

Mary Ann Wright  
Associate Director, Mining

jb  
cc: D. Wayne Hedberg, OGM  
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